

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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|--|---|-----------------|
| THE APPLICATION OF ATCALL, INC. FOR A |) | |
| CERTIFICATE OF PUBLIC CONVENIENCE AND |) | CASE NO. 95-450 |
| NECESSITY TO PROVIDE RESOLD INTRASTATE |) | |
| TELECOMMUNICATIONS SERVICES |) | |

O R D E R

On October 9, 1995, ATCALL, Inc. ("ATCALL") filed an application with the Commission seeking a Certificate of Public Convenience and Necessity to resell intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky. On December 13, 1995, ATCALL filed its response to the Commission's November 29, 1995 Order requesting additional information.

ATCALL is a Delaware corporation with its principal office in the state of Virginia and intends to resell tariffed services of facilities-based carriers certified by this Commission.

ATCALL does not own or operate, nor does it intend to construct, any telecommunications transmission facilities within the Commonwealth of Kentucky. All intrastate telecommunications transmission services will be provided by an underlying carrier certified by this Commission.

The application provided by ATCALL demonstrates its financial, managerial, and technical capability to provide utility service. The Commission finds that ATCALL should be authorized to resell

intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky.

ATCALL filed its proposed tariff on October 9, 1995. In response to the Commission's request for additional information, ATCALL filed revised tariff sheets on December 13, 1995. The Commission finds that the rates proposed by ATCALL, as revised on December 13, 1995, should be approved as the fair, just, and reasonable rates to be charged.

In Administrative Case No. 306,¹ the Commission stated the importance of eliminating possible customer confusion arising from the name of the billing service, rather than the name of the provider of telecommunications services, appearing on the bill. Accordingly, ATCALL should ensure that its name appears prominently on all bills issued to customers for services rendered.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, HEREBY ORDERS that:

1. ATCALL be and it hereby is granted authority to resell intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky on and after the date of this Order.

2. ATCALL shall ensure that its name appears prominently on all bills issued to customers for services rendered.

3. ATCALL's authority to provide service is strictly limited to those services described in this Order and ATCALL's application.

¹ Administrative Case No. 306, Detariffing Billing and Collection Services, Order Dated April 30, 1990.

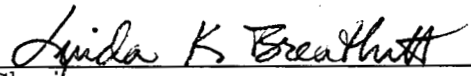
4. IntraLATA services shall be provided in accordance with the restrictions and conditions of service contained in Administrative Case No. 323.²

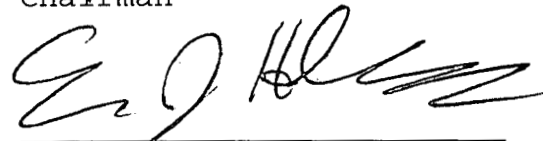
5. The rates proposed by ATCALL on October 9, 1995, as revised on December 13, 1995, are hereby approved.

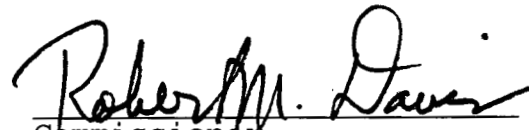
6. Within 30 days from the date of this Order, ATCALL shall file, pursuant to 807 KAR 5:011, its October 9, 1995 tariff sheets, as revised on December 13, 1995, without modifications.

Done at Frankfort, Kentucky, this 2nd day of February, 1996.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

² Administrative Case No. 323, An Inquiry Into IntraLATA Toll Competition, An Appropriate Compensation Scheme for Completion of IntraLATA Calls by Interexchange Carriers, and WATS Jurisdictionality.